

FILED FEB 19 1971

County Court 2-19, Page 2-24
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SENATE FILE 260

By BRILES

Failed
Passed Senate, Date 5-25-71 Passed House, Date 2-29-72
Vote: Ayes 23 Nays 18 Vote: Ayes 69 Nays 14

Approved March 17, 1972

motion to reconsider filed 3-25, prevailed 3/31

Passed Senate 3-31-71

aye 27, nays 16

Passed Senate 3-7-72

aye 36, nays 7

A BILL FOR

- 1 An Act relating to weather modification in counties.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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- 4
- 5

- 1 Amend Senate File 260, as amended and passed by
- 2 the Senate, on page 3, by inserting after line 27 the
- 3 following new section:
- 4 "Sec. ____ . If a tax levy has been authorized under
- 5 section five (5) of this Act, the county board of super-
- 6 visors shall, upon receipt of a petition signed by at
- 7 least one hundred owners and tenants of agricultural
- 8 land located in the county, submit to the owners and
- 9 tenants of agricultural land at any general election or
- 10 special election called for that purpose the following
- 11 question: 'Shall the power to levy a tax for the admin-
- 12 istration of an artificial weather modification program
- 13 be cancelled?' Notice of the date and time of election
- 14 and the question to be voted upon shall be published
- 15 each week for two consecutive weeks in a newspaper of
- 16 general circulation throughout the country. If a majority
- 17 of the agricultural landowners and tenants voting favor
- 18 the question, no further tax levy as provided in section
- 19 six (6) of this Act shall be made."

Filed - Adopted 2-29 (844)
February 17, 1972

By STOKES of Plymouth *House*

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1 Section 1. As used in this Act, unless the context other-
2 wise requires:

3 1. "Agricultural land" means any tract of land of ten acres
4 or more used for agricultural or horticultural purposes.

5 2. "Public agency" means public agency as defined in sec-
6 tion twenty-eight E point two (28E.2) of the Code.

7 3. "Private agency" means private agency as defined in
8 section twenty-eight E point two (28E.2) of the Code.

9 Sec. 2. The county board of supervisors shall, upon receipt
10 of a petition signed by at least one hundred owners of agricul-
11 tural land located in the county, establish a weather modifica-
12 tion board consisting of five members appointed by the board
13 of supervisors for three-year terms, except that two members
14 of the initial board shall be appointed for two-year terms.
15 In the case of a vacancy, the appointment shall be made for
16 the unexpired term. The members of the board shall organize
17 annually by the election of a chairman and vice-chairman.
18 Meetings shall be held at the call of the chairman or at the
19 request of a majority of the members of the board. A majority
20 vote of the members of the board shall be required to determine
21 any matter relating to their duties.

22 Sec. 3. The weather modification board may:

23 1. Investigate and study the feasibility of artificial
24 weather modification for the county.

25 2. Develop and administer an artificial weather modification
26 program.

27 3. Contract with any public or private agency as provided
28 in chapter twenty-eight E (28E) of the Code to carry out an
29 artificial weather modification program.

30 4. Request the county board of supervisors to conduct a
31 referendum authorizing the levy and collection of a tax, not
32 to exceed two cents per acre on agricultural land in the county,
33 for the administration of an artificial weather modification
34 program.

35 5. Accept, receive, and administer grants, funds, or gifts

1 from public or private agencies to develop or administer an
2 artificial weather modification program.

3 Sec. 4. There is created in the office of county treasurer
4 of each county having a weather modification board a weather
5 modification fund. Any taxes or other funds received by the
6 weather modification board shall be placed in the fund and
7 used exclusively for the purpose of artificial weather
8 modification as provided in this Act.

9 Sec. 5. Upon request of the weather modification board, the
10 county board of supervisors shall submit to the owners of
11 agricultural land in the county at any general election or
12 special election called for that purpose, the question of
13 whether a tax not to exceed two cents per acre shall be levied
14 annually on agricultural land. Notice of the election shall
15 be published each week for two consecutive weeks in a newspaper
16 of general circulation throughout the county. The notice shall
17 include the date and time of the election and the question to
18 be voted upon. A majority of the agricultural landowners voting
19 shall determine the question.

20 Sec. 6. The weather modification board shall annually submit
21 a budget request to the county board of supervisors. If the
22 annual tax levy is approved as provided in section five (5) of
23 this Act, the weather modification board shall determine the
24 tax levy needed, not to exceed two cents per acre on agricul-
25 tural land, to meet the budget request. The tax shall be
26 levied by the board of supervisors and collected at the same
27 time and in the same manner as other property taxes.

28 EXPLANATION

29 This bill provides for the establishment of a weather
30 modification board by the county board of supervisors if at
31 least one hundred owners of agricultural land in the county
32 request it. The weather modification board has the authority
33 to study, develop, and implement an artificial weather
34 modification program for the county. The board may contract
35 with private or public agencies to carry out the program and

1 may receive gifts, grants, and other funds from any private
2 or public source.

3 The bill also authorizes the weather modification board to
4 request the county board of supervisors to submit the question
5 of an annual tax levy, not to exceed two cents per acre on
6 agricultural land, to such landowners.
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HOUSE AMENDMENT TO SENATE FILE 260

1 Amend Senate File 260, as amended and passed by the Senate,
2 on page 3, by inserting after line 27 the following new
3 section:

4 "Sec. _____. If a tax levy has been authorized under section
5 five (5) of this Act, the county board of supervisors shall,
6 upon receipt of a petition signed by at least one hundred
7 owners and tenants of agricultural land located in the
8 county, submit to the owners and tenants of agricultural land
9 at any general election or special election called for that
10 purpose the following question: 'Shall the power to levy a
11 tax for the administration of an artificial weather modifica-
12 tion program be cancelled?' Notice of the date and time of
13 election and the question to be voted upon shall be published
14 each week for two consecutive weeks in a newspaper of
15 general circulation throughout the county. If a majority of
16 the agricultural landowners and tenants voting favor the
17 question, no further tax levy as provided in section six (6)
18 of this Act shall be made."

Received from the House
March 2, 1972

Senate Concurred
3/7/72

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- 1 Amend Senate File 260 as follows:
- 2 1. Page 2, line 10, by inserting after the word "owners",
- 3 the words "and tenants".
- 4 2. Page 3, line 10, by inserting after the word "owners",
- 5 the words "and tenants";
- 6 3. Page 3, line 18, by inserting after the word "landowners",
- 7 the words "and tenants".

Filed- *Adopted 3/25*
March 24, 1971

By BRILES

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LSB 838